



Theravance

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To: Commissioner for Patents
Attention: TC 1600, Before Final
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Fax: (703) 872-9306

From: Joyce Cohen, Patent Agent
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Date: October 22, 2002
of pages: 39 (including this page)

If there are any problems in receiving this transmission, please contact Barbara Bryant at (650) 808-6404.

Re: Response to Office Action dated July 30, 2002
Title: Novel Calcium Channel Drugs and Uses
Serial No.: 09/456,429 Filed: December 8, 1999
Group Art Unit: 1627 Examiner: M. Garcia Baker, Ph. D.

This transmittal includes an Amendment and Reply Under 37 C.F.R. §1.111; Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent; Statement Under 37 C.F.R. §3.73(b) (relating to Appln. No. 09/456,429); Statement Under 37 C.F.R. §3.73(b) (relating to Patent No. 6,420,560); Copies of 3 references: "In re Wilder"; Nagao et al.; and Inoue et al.; Fee Transmittal in duplicate; Authorization to charge Deposit Account No. 50-0344 for payment of the Statutory Disclaimer fee of \$55.00.

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Dated: October 22, 2002

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By: Barbara Bryant
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**FEE TRANSMITTAL
for FY 2002**

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$) 55.00**Complete if Known**

Application Number	09/456,429
Filing Date	December 8, 1999
First Named Inventor	Yu-Hua Ji et al.
Examiner Name	M. Garcia Baker, Ph. D.
Group / Art Unit	1627
Attorney Docket No.	P-015-RP1

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
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Account
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50-0344

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Theravance, Inc.

The Commissioner is authorized to: (check all that apply)
☒ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION**1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1)

(\$ 0)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
0	0	0	0
0	0	0	0
0	0	0	0

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2)

(\$ 0)

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,610	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17 (q)	
126	190	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) Fee Code 2814 (Small Entity): Statutory Disclaimer

55.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$55.00)

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY				Complete (if applicable)	
Name (Print/Type)	Joyce Cohen	Registration No. Attorney/Agent	44,622	Telephone	(650) 808-6000
Signature	<i>Joyce Cohen</i>			Date	Oct. 21, 2002

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